



No. 0622 P. 1/2 From: HOLTZ

1-20-04

APR 1 5 2004

Attorney Docket No. 01002/LH

1002/LH OFFICIA

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Masashi SUGANO

Serial No. : 09/758,002

Filed: January 9, 2001

For : IMAGE READING APPARATUS AND

IMAGE-FORMING APPARATUS INCORPORATING THE IMAGE

READING APPARATUS

READING APPARATU

Art Unit : 2622

Examiner : C. Lee

<u>RESPONSE - 37 C.F.R. 1.111</u>

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

This is responsive to the Office Action mailed April 1, 2004, the term for response to which expires on May 1, 2004.

## **ELECTION:**

Applicant hereby elects Species a, shown in Figs. 1 and 2, for further prosecution on the merits, without traverse.

Claims 1-7 are readable on Species a (Figs. 1 and 2).

It is respectfully submitted that this paper is fully responsive to the outstanding Office Action, and it is respectfully requested that prosecution on the merits now proceed with respect to elected Species a, Figs. 1 and 2, claims 1-7.

CERTIFICATE OF FACSIMILE TRANSMISSION TO NO. 1-703-872-9306

TOTAL PAGES: Two (2)
I hereby certify that this
paper is being facsimile
transmitted to the

Commissioner for Patents on the date noted below.

Dated: April 15, 2004

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee to Account No. 06-1378.